

OPPENHEIMER

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FAX COVER LETTER

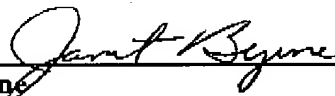
August 26, 2004

TO: Examiner Irshadullah
COMPANY: U.S. Patent and Trademark Office
PHONE: 703/822-3083
FAX: 703/872-9306

FROM: Steven C. Lieske
DIRECT DIAL: (612) 607-7508
EMAIL: SLieske@oppenheimer.com
RE: U.S. Patent Application No. 09/444,739
Examiner: M. Irshadullah
Art Unit: 3623
Attorney Docket No. 60021-335501

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that the following documents are being facsimile transmitted: Request for Continued Examination (RCE), Fee Transmittal, Petition for Three-Month Extension, and Amendment and Response (Total 26 pages), to the U.S. Patent and Trademark Office on the date shown below:


Janet Byrne


Date

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Completed by: Janet Byrne/7401

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PTO/SB/30 (10-01)

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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Address to:
MS RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	09/444,739
Filing date	November 22, 1999
First Named Inventor	Michael G. Mikurak
Art Unit	3623
Examiner Name	Irshadullah, M.
Attorney Docket Number	060021-335501

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. Submission required under 37 CFR 1.114

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on _____.
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on ____.
- b. ☒ Enclosed
- i. ☒ Amendment(s)/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☒ Other Petition to Extend Time, Fee Transmittal.

2. Miscellaneous

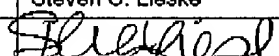
- a. ☒ Suspension of action on the above-identified application is requested under 37 CFR 1.103© for a period of 3 months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(l) required)
- b. ☐ Other _____.

3. Fees

- The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-1901.
- i. ☒ RCE fee required under 37 CFR 1.17(e) – Large Entity Fee \$770.
- ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17) 3 Mos. \$950.
- iii. ☒ Other Suspension fee - \$130.
- b. ☐ Check in the amount of \$_____ enclosed.
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)


WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Steven C. Lieske	Registration No. (Attorney/Agent)	47,749
Signature		Date:	August 26, 2004

CERTIFICATE OF MAILING OR TRANSMISSION


I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: MS RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type)	Janet Byrne	Date:	August 26, 2004
Signature			

OPPENHEIMER: 2257052 v01 08/26/2004

FEE TRANSMITTAL		Complete if Known	
for FY 2004 <i>Patent fees are subject to annual revision.</i> Applicant Claims Small Entity		Application Number	09/444,739
		Filing Date	November 22, 1999
		First Named Inventor	Michael G. Mikurak
		Examiner Name	M. Irshadullah
		Group Art Unit	3623
TOTAL AMOUNT OF PAYMENT	\$1,850.00	Attorney Docket No.:	060021-335501

METHOD OF PAYMENT				FEE CALCULATION (continued)																																																																																																																																																																																													
1. <input checked="" type="checkbox"/> Authorized to charge indicated fees or credit Deposit Acct No. 50-1901 Name: Oppenheimer Wolff & Donnelly LLP <input checked="" type="checkbox"/> Charge Any Add'l Fee Required Under 37 CFR 1.16 and 1.17				3. ADDITIONAL FEES <table border="1"> <thead> <tr> <th>Large Entity Fee Code</th> <th>Large Entity Fee (\$)</th> <th>Small Entity Fee Code</th> <th>Small Entity Fee (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr> <td>1051</td> <td>130</td> <td>2051</td> <td>65</td> <td>Surcharge - late filing fee or oath</td> <td></td> </tr> <tr> <td>1052</td> <td>50</td> <td>2052</td> <td>25</td> <td>Surcharge - late provisional filing fee or cover sheet</td> <td></td> </tr> <tr> <td>1053</td> <td>130</td> <td>1053</td> <td>130</td> <td>Non-English specification</td> <td></td> </tr> <tr> <td>1812</td> <td>2,520</td> <td>1812</td> <td>2,520</td> <td>Filing a request for ex parte reexamination</td> <td></td> </tr> <tr> <td>1804</td> <td>920*</td> <td>1804</td> <td>920*</td> <td>Requesting publication of SIR prior to Examiner action</td> <td></td> </tr> <tr> <td>1805</td> <td>1,840*</td> <td>1805</td> <td>1840*</td> <td>Requesting publication of SIR after Examiner action</td> <td></td> </tr> <tr> <td>1251</td> <td>110</td> <td>2251</td> <td>55</td> <td>Extension for reply within first month</td> <td></td> </tr> <tr> <td>1252</td> <td>420</td> <td>2252</td> <td>210</td> <td>Extension for reply within second month</td> <td></td> </tr> <tr> <td>1253</td> <td>950</td> <td>2253</td> <td>475</td> <td>Extension for reply within third month</td> <td>\$950.00</td> </tr> <tr> <td>1254</td> <td>1,480</td> <td>2254</td> <td>740</td> <td>Extension for reply within fourth month</td> <td></td> </tr> <tr> <td>1255</td> <td>2,010</td> <td>2255</td> <td>1,005</td> <td>Extension for reply within fifth month</td> <td></td> </tr> <tr> <td>1401</td> <td>330</td> <td>2401</td> <td>165</td> <td>Notice of Appeal</td> <td></td> </tr> <tr> <td>1402</td> <td>330</td> <td>2402</td> <td>165</td> <td>Filing a brief in support of an appeal</td> <td></td> </tr> <tr> <td>1403</td> <td>290</td> <td>2403</td> <td>145</td> <td>Request for oral hearing</td> <td></td> </tr> <tr> <td>1451</td> <td>1,510</td> <td>1451</td> <td>1,510</td> <td>Petition to institute a public use proceeding</td> <td></td> </tr> <tr> <td>1452</td> <td>110</td> <td>2452</td> <td>55</td> <td>Petition to revive - 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SUBMITTED BY		Complete (if applicable)	
Name	Steven C. Lieske	Registration No.:	Telephone: (612) 607-7508
Signature		Date:	August 26, 2004